

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION**

**ELSIE GODFREY, Individually and as Personal  
Representative of the Estate of Willie C.  
Godfrey, *et al.*,**

**File No.: 1:00-CV-33**

**This document pertains to:**

**SYLVIA G. McCRARY, and husband JOHN  
McCRARY; JOHN D. TEAGUE, and wife,  
DOROTHY LEE PHILLIPS TEAGUE; and  
HARGET FRANKLIN MOORE, and wife  
MAMIE ELIZABETH MOORE,**

**Plaintiffs,**

**v.**

**ACandS, INC., *et al.*,**

**Defendants.**

**ORDER**

**THIS MATTER** is before the Court on motion by Plaintiffs Sylvia C. McCrary, and husband John McCrary; John D. Teague, and wife Dorothy Lee Phillips Teague; and Harget Franklin Moore, and wife Mamie Elizabeth Moore, and Defendant, A.W. Chesterton Company, to dismiss, without prejudice, all claims of said Plaintiffs against A.W. Chesterton Company in this matter.

It appearing that grounds exist to permit said Plaintiffs to do so,

**IT IS, THEREFORE, ORDERED, ADJUDGED, and DECREED** that the claims of Plaintiffs Sylvia C. McCrary, and husband John McCrary; John D. Teague, and wife Dorothy Lee Phillips Teague; and Harget Franklin Moore, and wife Mamie Elizabeth Moore, against Defendant, A.W. Chesterton Company, are hereby **DISMISSED WITHOUT PREJUDICE**.

Signed: February 25, 2007

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

